

## **Part 4**

### **Application**

#### **63L-5-401 Burden on exercise of religion as defense.**

A person whose free exercise of religion has been substantially burdened in violation of this chapter may assert that violation as a defense in a judicial or administrative proceeding without regard to whether the proceeding is brought in the name of the state or by any other person.

Renumbered and Amended by Chapter 382, 2008 General Session

#### **63L-5-402 Establishment clause unaffected.**

- (1) This chapter does not authorize government to burden a person's free exercise of religion.
- (2) The protection of religious freedom afforded by this chapter is in addition to the protections provided under federal law and the constitutions of Utah and the United States.
- (3) Nothing in this chapter may be construed to affect, interpret, or in any way address that portion of the First Amendment to the United States Constitution prohibiting laws respecting an establishment of religion.

Renumbered and Amended by Chapter 382, 2008 General Session

#### **63L-5-403 Application to certain cases.**

This chapter does not affect and is not intended to affect the authority of government entities to adopt or apply land use regulations that do not involve the free exercise of religion.

Renumbered and Amended by Chapter 382, 2008 General Session